

1 DONNA LEE ELM
2 Law Practice of Donna Elm
3 Arizona Bar No. 012127
4 1465 W. Wagon Wheel Rd.
5 Cottonwood, AZ 86326
6 (602) 299-7022
7 donnaelm1014@gmail.com
8 *Attorney for Defendant Abdul Kareem*

9
10 **IN THE UNITED STATES DISTRICT COURT**
11 **FOR THE DISTRICT OF ARIZONA**

12 United States of America,

13 Plaintiff,

14 vs.

15 Abdul Malik Abdul Kareem,

16 Defendant.

17 No. 2:15-cr-00707-SRB

18 **NOTICE OF SUPPLMENTAL**
19 **AUTHORITY**

20 The defendant, Abdul Malik Abdul Kareem, by and through his counsel, hereby
21 provides this Honorable Court with supplemental authority regarding *Brady* disclosure
22 obligations, providing additional grounds supporting his Motion to Compel *Brady*
23 Disclosure and its Reply, Docs. 778 and 797.

24 In *United States v. Blanco*, 392 F.3d 382 (9th Cir. 2004), much of the cooperator's
25 testimony had not been witnessed by agents nor recorded. Evidence that could impeach
26 his *ipse dixit* was therefore material. The defense had been unsuccessful in securing the
27 cooperator's impeachment evidence except for money payments. The government (as
28 here) answered broad *Brady* cooperator demands with only select responses, and siloed
its *Brady* review to the DEA rather than other involved agencies such as INS, thereby
persisting in withholding full disclosure of the charges he avoided and the immigrations

visa he got. Finally, the defense had to demand all contacts between the cooperator and the agents to ensure the extent of the benefits. This relates to the instant demands for greater evidence as to Ali Soofi and Stefan Verdugo.

CERTIFICATE OF SERVICE

I hereby certify that on February 18, 2024, I electronically transmitted the attached document to the Clerk's Office of the District Court in Phoenix, Arizona using the CM/ECF system for filing, and the following registered participants will thus be served by the CM/ECF system. I further certify that on this day I placed a printed copy of this motion in the U.S. Mails to go to Mr. Abdul Kareem at FCI Otisville.

Respectfully submitted on February 18, 2024.

DONNA LEE ELM

/s/ *Donna Lee Elm*
Donna Lee Elm
Counsel for Defendant Abdul Kareem